


Serial Number 	Application No. 10/642,624	Applicant(s) TODA et al.	

TERMINAL DISCLAIMER <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> DISAPPROVED				
The term of this patent shall not extend beyond the expiration date of U.S. Patent No:	5,818,793	5,986,968	6,510,101	6,639,869
	6,310,821			
The term of this patent subsequent to the adjacent date has been disclaimed.				
INTERNAL DOCUMENT – DO NOT MAIL			Document Code – DISQ	

U.S. Patent and Trademark Office

RENEE PRESTON
 PARALEGAL SPECIALIST
 TECHNOLOGY CENTER 2800



Atty. Dkt. No. 016907-1575

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Haruki TODA et al.
Title: CLOCK-SYNCHRONOUS SEMICONDUCTOR MEMORY
DEVICE
Appl. No.: 10/642,624
Filing Date: 08/19/2003
Examiner: Vu Anh Le
Art Unit: 2824

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, KABUSHIKI KAISHA TOSHIBA, having its principal place of business at 72, Horikawa-cho, Saiwai-ku, Kawasaki-shi, Kanagawa-ken, Japan, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/642,624, filed August 19, 2003, which is a continuation of U.S. Patent Application No. 10/310,797, filed December 6, 2002, now patented as U.S. Patent No. 6,639,869, which is a continuation of U.S. Patent Application No. 09/983,383, filed October 24, 2001, now patented as U.S. Patent No. 6,510,101, which is a continuation of U.S. Patent Application No. 09/435,627, filed November 8, 1999, now patented as U.S. Patent No. 6,310,821, which is a continuation of U.S. Patent Application No. 09/113,570, filed July 10, 1998, now patented as U.S. Patent No. 5,986,968, which is a continuation of U.S. Patent Application No. 08/457,165, filed June 1, 1995, now patented as U.S. Patent No. 5,818,793, which is a continuation of U.S. Patent Application Serial No. 08/031,831, filed March 16, 1993, by virtue of an Assignment filed and recorded on March 16, 1993, on Reel/Frame 6480/0927, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A.

18/12/2004 EABUBK1 00000088 10642624

11 FC:1814

110.00 DP

Your Petitioner, KABUSHIKI KAISHA TOSHIBA, hereby disclaims the terminal part of the term of any patent granted on U.S. Patent Application 10/642,624 which would extend beyond the full statutory term, as presently shortened by any terminal disclaimer, of U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 and hereby agrees that any patent so granted on U.S. Patent Application 10/642,624 shall be enforceable only for and during such period that the legal title to U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 shall be the same as the legal title to any patent granted on U.S. Patent Application 10/642,624, this agreement to run with any patent granted on U.S. Patent Application 10/642,624 and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application 10/642,624, prior to the full statutory term of U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 expire for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on U.S. Patent Application 10/642,624 that would extend beyond the present termination of U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on U.S. Patent Application 10/642,624 to the extent provided by law.

The undersigned, being the Attorney of Record for U.S. Patent Application 10/642,624, and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignment attached as APPENDIX A, and to the best of his knowledge and belief, legal title to U.S. Patent Application 10/642,624 and U.S. Patent Nos. 5,818,793; 5,986,968; 6,510,101; 6,639,869; and 6,310,821 rests with Petitioner, KABUSHIKI KAISHA TOSHIBA. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Enclosed is a check in the amount of \$110.00 for required fees. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date August 11, 2004

FOLEY & LARDNER LLP

Customer No. 22428

Telephone: (202) 672-5414

Facsimile: (202) 672-5399

By



Richard L. Schwaab

Attorney for Applicant

Registration No. 25,479